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[New Hampshire Code of Administrative Rules](#)
[Env-A 900](#)

CHAPTER Env-A 900 OWNER OR OPERATOR RECORDKEEPING AND REPORTING
OBLIGATIONS

Statutory Authority: RSA 125-C:4

PART Env-A 901 PURPOSE AND APPLICABILITY

Env-A 901.01 Purpose. The purpose of this chapter is to require that records be kept at sources which discharge air pollutants so that the emissions of such pollutants may be readily calculated or estimated and reported to the division for the purposes of demonstrating compliance, compiling emission inventories, and developing air related strategic plans.

Source. #120, eff 8-31-73; ss by #721.18, eff 12-7-75; ss by #719, eff 12-7-75; ss by #1717, eff 2-19-81; ss by #2332, eff 4-29-83; ss by #2938, eff 12-27-84; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92, EXPIRED: 11-15-98

New. #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

New. #6983-B, eff 4-23-99

Env-A 901.02 - RESERVED

Source. #5505, eff 11-15-92; ss by #6087, eff 8-31-95; rpld by #6983-B, eff 4-23-99

Env-A 901.03 - RESERVED

Source. #120, eff 8-31-73; ss by #721.18, eff 12-7-75; ss by #719, eff 12-7-75; ss by #1717, eff 2-19-81; ss by #2332, eff 4-29-83; ss by #2938, eff 12-27-84; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92; ss by #6519-B, eff 5-29-97; rpld by #6983-B, eff 4-23-99

Env-A 901.04 - RESERVED

Source. #4703, eff 11-16-89; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92; ss by #6087, eff 8-31-95; amd by #6506-B, eff 5-1-97; ss by #6519-B, eff 5-29-97; rpld by #6983-B, eff 4-23-99

Env-A 901.05 - RESERVED

Source. #4703, eff 11-16-89; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92; ss by #6087, eff 8-31-95; ss by #6519-B, eff 5-29-97; ss and moved by #6983-B, eff 4-23-99 (See Env-A 903.05)

Env-A 901.06 - RESERVED

Source. #5505, eff 11-15-92; renumbered by #6519-B (from Env-A 901.04); ss and moved by #6983-B, eff 4-23-99 (See Part Env-A 904)

Env-A 901.07 - RESERVED

Source. #5505, eff 11-15-92; renumbered by #6519-B (from Env-A 901.05); ss and moved by #6983-B, eff 4-23-99 (See Part Env-A 908)

Env-A 901.08 - RESERVED

Source. #120, eff 8-31-73; ss by #721.18, eff 12-7-75; ss by #719, eff 12-7-75; ss by #1717, eff 2-19-81; ss by #2332, eff 4-29-83; ss by #2938, eff 12-27-84; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92; ss by #6087, eff 8-31-95; renumbered by #6519-B (from Env-A 901.06); ss by #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

New. ss and moved by #6983-B, eff 4-23-99 (See Part Env-A 905)

Env-A 901.09 - RESERVED

Source. #4703, eff 11-16-89; ss by #5033, eff 12-27-90; #5505, eff 11-15-92; renumbered by #6519-B (from Env-A 901.07); ss by #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

New. ss and moved by #6983-B, eff 4-23-99 (See Part Env-A 909)

Env-A 901.10 - RESERVED

Source. #6057-B, eff 6-30-95; renumbered by #6519-B (from Env-A 901.08); ss and moved by #6983-B, eff 4-23-99 (See Part Env-A 902)

Env-A 901.11 - RESERVED

Source. #6057-B, eff 6-30-95; renumbered by #6519-B (from Env-A 901.09); ss by #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

Env-A 901.12 - RESERVED

Source. #6519-B, eff 5-29-97 (from Env-A 901.10, originally #6057-B, eff 6-30-95); rpld by #6983-B, eff 4-23-99

Env-A 901.13 - RESERVED

Source. #6519-B, eff 5-29-97 (from Env-A 901.11, originally #6057-B, eff 6-30-95); rpld by #6983-B, eff 4-23-99

PART Env-A 902 AVAILABILITY OF RECORDS

Env-A 902.01 Record Retention and Availability.

(a) Any owner or operator of a source or device subject to this chapter shall keep the required records on file for a minimum of 5 years.

(b) In accordance with RSA 125-C:6 and RSA 125-I:7, any owner or operator of a source or device which discharges air pollutants into the ambient air and is exempt from the general recordkeeping requirements of this chapter, shall maintain and make available to the division upon request, the following information:

(1) Any records relating to:

- a. Production data;
- b. Material usage;
- c. Equipment manufacturer's specifications;
- d. Material safety data sheets;
- e. Fuel consumption;
- f. Regulated air pollutant emissions; and
- g. Such other similar records, data, and information.

(c) Facilities subject to the requirements of Env-A 1400, shall maintain records in accordance with the applicable method used to demonstrate compliance pursuant to Env-A 1406.

(d) Subject to Env-A 103, all data submitted to the division, including emission data and applicable emission limitations, shall be available to the public.

Source. #1717, eff 2-19-81; ss by #2332, eff 4-29-83; ss by #2938, eff 12-27-84; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92, EXPIRED: 11-15-98

New. #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

New. #6983-B, eff 4-23-99 (formerly Env-A 901.10)

PART Env-A 903 GENERAL RECORDKEEPING REQUIREMENTS

Env-A 903.01 Applicability.

(a) The provisions of this section shall be applicable to any stationary source, area source or device subject to Env-A 600, except as provided in (b), below.

(b) The owner or operator of a device that is not subject to Env-A 600, but which is located at a source that is subject to Env-A 600, shall not be required to comply with the requirements of this part with respect to that device.

Source. #1717, eff 2-19-81; ss by #2332, eff 4-29-83; ss by #2938, eff 12-27-84; ss by #5033, eff 12-27-90; ss by #5505, eff 11-15-92, EXPIRED: 11-15-98

New. #6892, INTERIM, eff 11-26-98, EXPIRED: 3-26-99

New. #6983-B, eff 4-23-99; ss by #7973, eff 10-21-03

Env-A 903.02 General Recordkeeping Requirements for Process Operations. The owner or operator of each process operation shall keep monthly records or records for an alternative time period as approved by the division in accordance with Env-A 912, of raw material utilization in accordance with the following:

(a) Records shall be kept regarding the total quantities of all raw materials utilized in each process which are required to calculate emissions, verify applicability and compliance with all emission limitations, or to verify production capacities and quantities; and

(b) Sources operating one or more processes which emit air pollutants through more than one emission point shall record the hours of operation of each process so that the distribution of the raw materials or emissions among such emission points can be estimated.

Source. #6983-B, eff 4-23-99

Env-A 903.03 General Recordkeeping Requirements for Combustion Devices.

(a) The owner or operator of a combustion device shall maintain monthly records or records for an alternative time period as approved by the division in accordance with Env-A 912, of fuel characteristics and utilization, including primary, secondary, tertiary and auxiliary fuels in accordance with the following:

(1) For applicable solid fuels, including coal, pursuant to Env-A 1603.03:

- a. Consumption;
- b. Fuel type;
- c. Ash content;
- d. Sulfur content as percent sulfur by weight of fuel; and
- e. BTU content per pound of fuel;

(2) For wood and bark including saw/sander dust:

- a. Consumption; and
- b. Fuel type;

(3) For applicable liquid fuels, pursuant to Env-A 1603.01:

- a. Consumption;
- b. Fuel type; and

c. Sulfur content as percent sulfur by weight of fuel;

(4) For applicable gaseous fuels, pursuant to Env-A 1603.02:

a. Consumption;

b. Fuel type; and

c. Sulfur content as percent sulfur by weight of fuel or in grains per 100 cubic feet of fuel;

(5) For municipal solid waste landfill gas:

a. Consumption;

b. Sulfur content as percent sulfur by weight of fuel or in grains per 100 cubic feet of fuel; and

c. BTU content per cubic foot of fuel; and

(6) For waste types #0-#7 as defined in Env-A 101.283 through Env-A 101.290:

a. Consumption; and

b. Waste type.

(b) Sources operating one or more combustion devices shall record the hours of operation of each combustion device so that the distribution of fuel among each combustion device can be estimated.

Source. #6983-B, eff 4-23-99; and by #7973, eff 10-21-03

Env-A 903.04 General Recordkeeping Requirements for Sources with Continuous Emissions Monitoring Systems.

(a) The owner or operator of a stationary source, with a certified continuous emissions monitoring system subject to Env-A 800, shall maintain records in accordance with the provisions of Env-A 800, and all applicable federal regulations.

(b) The owner or operator of a stationary source with a non-certified continuous emissions monitoring system, that is required by the division as a permit condition, that does not meet the requirements of Env-A 800, shall maintain records in accordance with the following:

(1) Measurements of emissions as output on an instrument recorder if applicable, or as manually recorded on log sheets as part of a data collection procedure;

(2) Number of hours of operation of the process or combustion device on which the continuous emissions monitor is located;

(3) Number of hours of downtime of the continuous emissions monitoring system during the time period when the process or combustion device is in operation; and

(4) Frequency and results of calibrations performed.

Source. #6983-B, eff 4-23-99

Env-A 903.05 General Recordkeeping for Fuel Suppliers. Each major fuel company shall retain copies of each fuel analysis performed pursuant to Env-A 1607.01.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.05)

Env-A 903.06 General Recordkeeping Requirements for NOx-emitting Generation Sources. As provided in Env-A 3701.02, the owner or operator of a NOx-emitting generation source, as that term is defined in Env-A 3702, shall maintain monthly records of the following:

- (a) Power generation data in accordance with Env-A 3707.01(b); and
- (b) Actual NOx emissions data in accordance with Env-A 616.

Source. #7615, eff 12-20-01

PART Env-A 904 VOC EMISSION STATEMENTS RECORDKEEPING REQUIREMENTS

Env-A 904.01 Applicability. Any stationary source, area source or device meeting the following criteria shall comply with the applicable provisions of this part:

- (a) Sources subject to Env-A 600 that have actual VOC emissions greater than or equal to 10 tons per year; or
- (b) Sources subject to VOC RACT pursuant to Env-A 1204.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06)

Env-A 904.02 General VOC Recordkeeping. The owner or operator of any stationary source, area source or device subject to this part shall record and maintain the following information at the facility:

- (a) Identification of each VOC-emitting process or device, except processes or devices associated exclusively with non-core activities, as defined in Env-A 1204.03(bp);
- (b) The operating schedule during the high ozone season for each VOC-emitting process or device identified in (a), above, including:
 - (1) Hours of operation per calendar month; and
 - (2) Days of operation per calendar month;
- (c) The following VOC emission data:
 - (1) Actual VOC emissions from each VOC-emitting process or device identified in (a), above for:
 - a. Each calendar year, in tons; and
 - b. A high ozone season day during that calendar year, in pounds per day; and
 - (2) The emission factors and the origin of the emission factors used to calculate the VOC emissions.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06); and
by #7973, eff 10-21-03

Env-A 904.03 VOC Recordkeeping for Surface Coating and Printing Operations. For all surface coating and printing operations, in addition to the requirements set forth in Env-A 904.02, the following information shall be recorded and maintained:

- (a) Coating or ink formulation and analytical data, as follows:
 - (1) Supplier;
 - (2) Name and color;
 - (3) Type;
 - (4) Identification number;
 - (5) Density described as lbs/gal;
 - (6) Total volatile content described as weight percent;
 - (7) Water content described as weight percent;
 - (8) Exempt solvent content described as weight percent;
 - (9) VOC content described as weight percent;
 - (10) Solids content described as volume percent;
 - (11) Diluent name and identification number;
 - (12) Diluent solvent density described as lbs/gal;
 - (13) Diluent VOC content described as weight percent;
 - (14) Diluent exempt solvent content described as weight percent;
 - (15) Volume of diluent VOC described as gal; and
 - (16) Diluent/solvent ratio described as gal diluent solvent/gal coating;
- (b) The number of gallons of each coating and ink, including solvents and diluents, utilized during a typical high ozone season day for each surface coating or printing operation;
- (c) Process information for each surface coating or printing operation identified in Env-A 904.02(a), for a typical high ozone season day including:
 - (1) Method of application;
 - (2) Number of coats for coating operations;
 - (3) Drying method, if applicable; and
 - (4) Substrate type and form; and
- (d) For all applicable unclassifiable processes other than unclassifiable coating or printing processes, process information, including throughput data, shall be maintained in accordance with Env-A 903.02 in such

form as to allow the division to determine actual and theoretical potential VOC emissions from each applicable device or process.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06)

Env-A 904.04 Format for Recording Information.

(a) For surface coating operations and rotogravure, flexographic, and offset lithographic printing, the information required pursuant to Env-A 904.03(a)-(c) above, shall be recorded on standard forms included in the Recordkeeping Guidance Document for Surface Coating Operations and the Graphic Arts Industry, EPA, July 1988; or

(b) If a facility chooses to use alternate forms, those forms shall contain the same data and information required pursuant to Env-A 904.03(a)-(c) above.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06)

Env-A 904.05 VOC Recordkeeping for Open Top Vapor and Conveyorized VOL Solvent Metal Cleaning Operations. For all open-top vapor and conveyorized VOL solvent metal cleaning operations and for all solvent metal cold cleaning operations, in addition to the requirements of Env-A 904.02, the following information shall be recorded and maintained:

(a) For vapor VOL solvent metal cleaning operations, the physical air/vapor interface sizes in square feet;

(b) The typical high ozone season day solvent throughput;

(c) The typical high ozone season day process rate;

(d) Air pollution control equipment information; and

(e) Maintenance, inspection and test records, which shall include the following:

(1) Air pollution control equipment maintenance records, such as replacement of the carbon in a carbon adsorption unit;

(2) Results of visual inspections conducted in accordance with Env-A 800; and

(3) The results of all tests conducted in accordance with the requirements of Env-A 800.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06)

Env-A 904.06 VOC Recordkeeping for Fixed Roof or External Floating Roof VOL Storage Tanks, Bulk Gasoline Loading Terminals, Bulk Storage Plants and Petroleum Refineries. For fixed-roof or external floating-roof VOL storage tanks, bulk gasoline loading terminals, bulk storage plants and petroleum refineries, in addition to the requirements of Env-A 904.02, the following information shall be recorded and maintained:

(a) Individual VOL storage tank data, if applicable, including the following:

(1) Tank capacities;

(2) Volume and type of VOL stored;

(3) For VOL storage tanks and bulk gasoline loading terminals, daily throughput during a typical high ozone season day;

- (4) For VOL storage tanks, a record of the maximum true vapor pressure of the liquid as stored;
- (5) For VOL storage tanks exempted by Env-A 1204.38(a) or Env-A 1204.39(a), but containing a VOL with a true vapor pressure greater than 7.0 kilopascals (kPa), 1.0 pound per square inch atmospheric (psia):
 - a. Average monthly storage temperature;
 - b. Type of liquid stored; and
 - c. Maximum true vapor pressure for any VOL with a true vapor pressure exceeding 7.0 kPa (1.0 psia); and
- (6) Air pollution control equipment information including:
 - a. For VOL storage tanks, seal type and date of retrofit, if applicable; and
 - b. For VOL storage tanks, records of malfunctions, visual leak inspection results, startups and shutdowns, including:
 - 1. For fixed-roof tanks, reports and results of inspections conducted in accordance with the provisions of Env-A 1204.38(d)(6) and Env-A 1204.38(d)(7); and
 - 2. For external floating roof tanks, reports and results of inspections conducted in accordance with the provisions of Env-A 1204.39(d)(10) and Env-A 1204.39(d)(11);
- (b) Records of VOC emission testing and all continuous emission monitoring data, including, for bulk gasoline loading terminals, records that document compliance with the emission limit pursuant to Env-A 1204.40(b)(1); and
- (c) For petroleum refineries:
 - (1) Records of malfunctions, visual leak inspection results, startups and shutdowns;
 - (2) Records of VOC emission testing and all continuous emission monitoring data;
 - (3) Each date that any process unit or vessel was shut down;
 - (4) The approximate vessel volatile organic compound concentration when the volatile organic compounds were first discharged to the atmosphere; and
 - (5) The approximate total quantity of volatile organic compounds emitted into the atmosphere.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06); ss by #7973, eff 10-21-03

Env-A 904.07 Recordkeeping for Sources or Devices with Add-on VOC Air Pollution Control Equipment. The owner or operator of any stationary source or device with add-on VOC control equipment shall record and maintain the following information, as applicable:

- (a) The air pollution control device identification number, type, model number, and manufacturer;
- (b) Installation date;
- (c) Processes or devices controlled;

(d) The type and location of the capture system, capture efficiency percentage and method of determining capture efficiency;

(e) Information as to whether or not the control device is always in operation when the processes or devices are in operation; and

(f) The destruction or removal efficiency of the add-on air pollution control equipment, including:

- (1) Destruction or removal efficiency, in percent;
- (2) Current primary and secondary equipment control information codes;
- (3) Date tested; and
- (4) The method of determining destruction or removal efficiency, if not tested.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.06)

PART Env-A 905 NO_x EMISSION STATEMENTS RECORDKEEPING REQUIREMENTS

Env-A 905.01 Applicability. Any stationary source, area source or device meeting the following criteria shall comply with the applicable provisions of this part:

(a) Sources subject to Env-A 600 that have actual NO_x emissions greater than or equal to 10 tons per year; or

(b) Sources subject to NO_x RACT pursuant to Env-A 1211.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.08)

Env-A 905.02 General NO_x Recordkeeping. The owner or operator of any stationary source, area source, or device subject to this part, shall record the following information and maintain such records at the facility:

(a) Identification of each combustion device;

(b) Operating schedule during the high ozone season for each combustion device identified in (a), above, including:

- (1) Hours of operation per calendar month;
- (2) Days of operation per calendar month;
- (3) Number of weeks of operation;
- (4) Type and amount of fuel burned for each combustion device;
- (5) Heat input rate in million BTUs per hour or, for incinerators, in tons per hour; and
- (6) The following NO_x emission data:

a. Actual NO_x emissions from each combustion device identified in (a) above for:

1. Each calendar year, in tons; and
2. A high ozone season day during that calendar year, in pounds per day; and

- b. The emission factors and the origin of the emission factors used to calculate the NO_x emissions.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.08)

Env-A 905.03 Recordkeeping for Sources or Devices with Add-on NO_x Air Pollution Control Equipment. The owner or operator of any stationary source or device with add-on NO_x air pollution control equipment shall record and maintain the following information:

- (a) The air pollution control device identification number, type, model number, and manufacturer;
- (b) Installation date;
- (c) Unit(s) controlled;
- (d) Type and location of the capture system, capture efficiency percent, and method of determination;
- (e) Information as to whether or not the air pollution control device is always in operation when the fuel burning device or incinerator it is serving is in operation; and
- (f) The destruction or removal efficiency of the add-on air pollution control equipment, including the following information:
 - (1) Destruction or removal efficiency, in percent;
 - (2) Current primary and secondary equipment control information codes;
 - (3) Date tested; and
 - (4) The method of determining destruction or removal efficiency, if not tested.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.08)

PART Env-A 906 ADDITIONAL RECORDKEEPING REQUIREMENTS

Env-A 906.01 Additional Recordkeeping Requirements. The owner or operator of any stationary source, area source, or device subject to Env-A 600, shall maintain additional records, as necessary, for the purpose of demonstrating compliance with all state and federal statutes, rules, regulations, and permits.

Source. #6983-B, eff 4-23-99

PART Env-A 907 GENERAL REPORTING REQUIREMENTS

Env-A 907.01 General Reporting Requirements.

- (a) The owner or operator of any stationary source, area source or device subject to Env-A 600 shall submit an annual emissions report.
- (b) The annual emissions report pursuant to (a) above, shall include the following information:
 - (1) The actual emissions of the stationary source, area source or device and the methods used in calculating such emissions in accordance with Env-A 705.02;
 - (2) For process operations, all information in accordance with Env-A 903.02;
 - (3) For combustion devices, all information in accordance with Env-A 903.03; and

(4) The actual annual emissions speciated by individual regulated air pollutants, including a breakdown of VOC emissions by compound.

(c) Beginning with calendar year 1999, the annual emissions report pursuant to (a) above, shall be submitted to the division on or before April 15 of the following year. For calendar year 1999, the annual emissions report shall be submitted to the division on or before April 15, 2000.

Source. #6983-B, eff 4-23-99

Env-A 907.02 Reporting Requirements for Sources Subject to the Acid Deposition Control Program. Beginning with calendar year 1999, all sources subject to Env-A 400 shall submit an annual report by April 15 of the following year containing the information required pursuant to Env-A 903.03.

Source. #6983-B, eff 4-23-99

Env-A 907.03 General Reporting Requirements for NOx-emitting Generation Sources. As provided in Env-A 3701.02, the owner or operator of a NOx-emitting generation source, as that term is defined in Env-A 3702, shall report annually by April 15 of the following calendar year, the data required pursuant to Env-A 903.06.

Source. #7615, eff 12-20-01

PART Env-A 908 VOC EMISSION STATEMENTS REPORTING REQUIREMENTS

Env-A 908.01 Applicability. Any stationary source, area source or device meeting the following criteria shall comply with the applicable provisions of this part:

(a) Sources subject to Env-A 600 that have actual VOC emissions greater than or equal to 10 tons per year; or

(b) Sources subject to VOC RACT pursuant to Env-A 1204.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.07)

Env-A 908.02 Frequency of Reporting.

(a) Beginning with calendar year 1999, any stationary source, area source, or device having actual annual VOC emissions greater than or equal to 10 tons shall submit all information pursuant to Env-A 908.03 as applicable, by April 15 of the following calendar year. For 1999, if calendar year emissions are greater than or equal to 10 tons, then the information for calendar year 1999 shall be due by April 15, 2000.

(b) For sources subject to (a) above, updated information, pursuant to Env-A 908.03 as applicable, shall be submitted to the division for each subsequent calendar year in which actual emissions equal or exceed 10 tons.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.07)

Env-A 908.03 Reporting Requirements.

(a) The owner or operator of any stationary source or device subject to the reporting requirements of this part shall submit the following information to the director in accordance with the schedule set-forth in Env-A 908.02, above:

(1) Facility information, including:

- a. Source name;
- b. Standard Industrial Classification (SIC) code;
- c. Physical address; and
- d. Mailing address;

(2) Identification of each VOC-emitting process or device operating at the source identified in (a)(1), above;

(3) Operating schedule during the high ozone season for each VOC-emitting process or device identified in (a)(2), above, including:

- a. Hours of operation per calendar day; and
- b. Days of operation per calendar week; and

(4) Total quantities of actual VOC emissions for the entire facility and for each process or device identified in (a)(2), above, including:

- a. Annual VOC emissions, in tons; and
- b. Typical high ozone season day VOC emissions, in pounds per day.

(b) Coating operations subject to this part shall submit to the director, for each coating line, the information required pursuant to Env-A 904.03.

(c) Printing operations subject to this part shall submit to the director, for each printing press or device, the information required pursuant to Env-A 904.03.

(d) Metal cleaning operations, except for solvent metal cold cleaning operations with a combined total annual consumption of less than 500 gallons of solvent, shall submit to the director the information required pursuant to Env-A 904.05.

(e) Fixed-roof or external floating-roof tank VOC storage facilities, bulk gasoline loading terminals, bulk plants or petroleum refineries subject to this part, shall submit to the director the information required pursuant to Env-A 904.06.

(f) All sources not classified in accordance with (b) through (e) above, shall submit to the director the information required pursuant to Env-A 904.02.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.07)

PART Env-A 909 NOx EMISSION STATEMENTS REPORTING REQUIREMENTS

Env-A 909.01 Applicability. Any stationary source, area source or device meeting the following criteria shall comply with the applicable provisions of this part:

- (a) Sources subject to Env-A 600 that have actual NOx emissions greater than or equal to 10 tons per year; or
- (b) Sources subject to NOx RACT pursuant to Env-A 1211.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.09)

Env-A 909.02 Frequency of Reporting.

(a) Beginning with calendar year 1999, any stationary source, area source, or device having actual annual NOx emissions greater than or equal to 10 tons shall submit all information pursuant to Env-A 909.03 as applicable, by April 15 of the following calendar year. For 1999, if calendar year emissions are greater than or equal to 10 tons, then the information for calendar year 1999 shall be submitted to the division on or before April 15, 2000.

(b) For sources subject to (a) above, updated information, pursuant to Env-A 909.03 as applicable, shall be submitted to the division for each subsequent calendar year in which actual emissions equal or exceed 10 tons.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.09)

Env-A 909.03 Reporting Requirements. For each combustion device, the owner or operator shall submit to the director, in accordance with the schedule in Env-A 909.02(a), reports of the data required pursuant to Env-A 905.

Source. #6983-B, eff 4-23-99 (formerly Env-A 901.09)

PART Env-A 910 ADDITIONAL REPORTING REQUIREMENTS

Env-A 910.01 Additional Reporting Requirements. The owner or operator of any stationary source, area source, or device subject to Env-A 600, shall submit additional reports, as necessary, for the purpose of demonstrating compliance with all state and federal statutes, rules, regulations, and permits.

Source. #6983-B, eff 4-23-99

PART Env-A 911 RECORDKEEPING AND REPORTING REQUIREMENTS FOR PERMIT DEVIATIONS

Env-A 911.01 Purpose. The purpose of this part is to establish the recordkeeping and reporting requirements for a facility owner or operator, in the event of a permit deviation.

Source. #6983-B, eff 4-23-99

Env-A 911.02 Applicability.

(a) This part shall apply to every owner or operator of a stationary source, area source, or device that is subject to title V of the Act.

(b) The reporting requirement in Env-A 911.04(b)(1) shall apply to every owner or operator of a non-title V source that has been issued a state permit to operate, but no other provision of this part shall apply.

Source. #6983-B, eff 4-23-99; ss by #7973, eff 10-21-03

Env-A 911.03 Recordkeeping Requirements. In the event of a permit deviation, the owner or operator of the affected device, process, or air pollution control equipment shall:

- (a) Investigate and take corrective action immediately upon discovery of the permit deviation to restore the affected device, process, or air pollution control equipment to within allowable permit levels; and
- (b) Record the following information:
 - (1) The permit deviation;
 - (2) The probable cause of the permit deviation;
 - (3) The date of the occurrence;
 - (4) The duration;
 - (5) The specific device that contributed to the permit deviation; and
 - (6) Any corrective or preventative measures taken.

Source. #6983-B, eff 4-23-99

Env-A 911.04 Reporting Requirements.

(a) If the permit deviation referenced in Env-A 911.03 does not cause excess emissions, but continues for a period greater than 9 consecutive days, the source shall notify the division by telephone or fax on the tenth day of the permit deviation, unless it is a Saturday, Sunday, or state or federal legal holiday, in which event, the division shall be notified on the next day which is not a Saturday, Sunday, or state or federal legal holiday, of the subsequent corrective actions to be taken.

(b) In the event of a permit deviation that causes excess emissions, the owner or operator of the affected device, process, or air pollution control equipment shall:

- (1) Notify the division of the permit deviation and excess emissions by telephone or fax, within twenty-four (24) hours of discovery of the permit deviation, unless it is a Saturday, Sunday, or state or federal legal holiday, in which event, the division shall be notified on the next day which is not a Saturday, Sunday, or state or federal legal holiday; and
- (2) Submit a written report, in accordance with (d) below, to the division within ten (10) days of discovery of the permit deviation reported in (1), above.

(c) In the event of a permit deviation caused by a failure to comply with the data availability requirements of Env-A 800, the owner or operator of the source shall:

- (1) Notify the division of the permit deviation by telephone or fax, within 10 days of discovery of the permit deviation; and
- (2) Report the permit deviation to the division, as part of the excess emissions report submitted in accordance with Env-A 800.

(d) The written report, pursuant to (b)(2) above, shall include the following information:

- (1) Facility name;

- (2) Facility address;
- (3) Name of the responsible official employed at the facility;
- (4) Facility telephone number;
- (5) Date(s) of the occurrence;
- (6) Time of the occurrence;
- (7) Description of the permit deviation;
- (8) The probable cause of the permit deviation;
- (9) Corrective action taken to date;
- (10) Preventative measures taken to prevent future occurrences; and
- (11) Date and time that the device, process, or air pollution control equipment returned to operation in compliance with an enforceable emission limitation, or operating condition;
- (12) The specific device, process or air pollution control equipment that contributed to the permit deviation;
- (13) The type and quantity of excess emissions emitted to the atmosphere due to the permit deviation; and
- (14) The calculation or estimation used to quantify the excess emissions.

Source. #6983-B, eff 4-23-99

Env-A 911.05 Reporting Permit Deviations.

(a) In accordance with 40 CFR Part 70.6(a)(3)(iii)(A), sources subject to Env-A 609 that have been issued a title V permit, shall report to the division, at a reporting frequency no less stringent than semi-annually, the following information:

- (1) A summary of all permit deviations previously reported to the division pursuant to Env-A 911.04(a) and (b), for the reporting period;
- (2) A list of all permit deviations recorded pursuant to Env-A 911.03(b).

(b) Sources subject to Env-A 607, Env-A 608, or Env-A 609 that have not been issued a title V permit, but have been issued a state permit to operate or a temporary permit, shall report to the division, at least annually by April 15, all information pursuant to (a) above.

Source. #6983-B, eff 4-23-99

PART Env-A 912 ALTERNATIVE TIME PERIODS

Env-A 912.01 Approval of Alternative Time Periods. For any recordkeeping time period that is an alternative to a time period specified by this chapter and that requires approval by the director, the following procedure shall apply:

(a) The person seeking approval of the alternative time period shall submit the following information to the director:

- (1) The specific citation and the specific time period for which the alternative time period is sought;
 - (2) The proposed length of the alternative time period;
 - (3) The identity and description of the facility at which the alternative time period will be implemented; and
 - (4) Information that demonstrates that the alternative time period will result in records that are sufficient to demonstrate compliance with all applicable requirements.
- (b) The director shall review the information submitted pursuant to (a) above, within 30 days of receipt, and approve the request if the alternative time period meets the criteria specified in (a) above.
- (c) If the director denies the request, the director shall notify the person that made the request and specify the reason(s) for the denial.

Source. #6983-B, eff 4-23-99

APPENDIX

Provision of the Proposed Rule	Specific Section of State or Federal Statute or Regulation which the Rule is Intended to Implement
Env-A 901	RSA 125-C:6,XI, CAA §114
Env-A 902	RSA 125-C:6,VII, RSA 125-I:7,II
Env-A 903	RSA 125-C:6,XI,
Env-A 903.01	RSA 125-C:6, XI
Env-A 903.03(a)(6)	RSA 125-C:6, XI
Env-A 903.06	RSA 125-J:13, I
Env-A 904	RSA 125-C:6,XI, CAA §182 & 42 U.S.C. 7511a
Env-A 905	RSA 125-C:6,XI, CAA §182
Env-A 906	RSA 125-C:6,XI
Env-A 907	RSA 125-C:6,XI, CAA §182
Env-A 907.03	RSA 125-J:13, I
Env-A 908	RSA 125-C:6,XI, CAA §182
Env-A 909	RSA 125-C:6,XI, CAA §182
Env-A 910	RSA 125-C:6,XI
Env-A 911	RSA 125-C:6,XI, 40 CFR 70.6(a) & 42 U.S.C. 7611c(c)
Env-A 912	RSA 125-C:6,XI